

3:30 P.M., Ohio County Community Center, Hartford, Ky

Meeting called to order by Judge Executive David Jones. Prayer by Magistrate Jason Bullock. Pledge to the American flag.

Those present were as follows:

David G. Jones	Judge Executive
Gregory B. Hill	County Attorney
Cheryl Morris	Fiscal Court Clerk
Hayward D. Minton	Magistrate District 1
Jason Bullock	Magistrate District 2
Richard Robinson	Magistrate District 3
Larry Keown	Magistrate District 4
Bill Burden	Magistrate District 5

Motion made by Judge Jones that the Court approve the minutes of the regular meeting on May 20, 2008 as presented. (on file in Fiscal Court Order Book, Clerk’s office)

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Minton that the Court approve the bills, claims, payments and transfers as presented; also to include an additional payment of \$1,600 from Account #04-5076-507-3 to the City of McHenry and \$2,500 from Account #04-5076-507-5 to be equally apportioned to the Rosine, Cromwell and Horse Branch community parks. (copy on file, Clerk’s office)

The motion was seconded by Esq. Keown and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Minton that the Court approve to accept the Treasurer’s Financial Statement for the month of May 2008. (copy on file in Clerk’s office)

The motion was seconded by Esq. Robinson and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court approve to adopt the FY 2008-2009 Compensation Schedule. (copy of Compensation Schedule is included in FY 2008-2009 Budget on file in Clerk’s office)

The motion was seconded by Esq. Minton and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	No
Burden	Yes
Jones	Yes

Said motion having carried five (5) to one (1) it is so ordered.

REGULAR

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JUNE 2008

Motion made by Judge Jones that the Court approve to set the effective date of June 9, 2008 for the Part-time 100 classification of Deputy Jailer Aleta Hassell. (see Fiscal Court Order Book #21, April 29, 2008 Minutes, Page 135, motion #3)

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Robinson that the Court approve to reclassify Marty Mefford and Charlotte Hendricks from Contract Labor to Contract Employee status effective July 1, 2008.

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Minton that the Court approve the following Resolution authorizing the application of a Homeland Security Grant for an emergency notification system:

KENTUCKY OFFICE OF HOMELAND SECURITY PROJECT

RESOLUTION

OHIO COUNTY FISCAL COURT

A RESOLUTION OF THE COUNTY OF OHIO, KENTUCKY AUTHORIZING THE JUDGE EXECUTIVE TO MAKE APPLICATION FOR AND, UPON APPROVAL, TO ENTER INTO AN AGREEMENT WITH THE KENTUCKY OFFICE OF HOMELAND SECURITY (KOHS), TO EXECUTE ANY DOCUMENTS WHICH ARE DEEMED NECESSARY BY KOHS TO FACILITATE AND ADMINISTER THE PROJECT AND TO ACT AS THE AUTHORIZED CORRESPONDENT FOR THIS PROJECT.

WHEREAS, Ohio County, Kentucky desires to make an application for United States Department of Homeland Security funds for a project to be administered by Kentucky Office of Homeland Security; and,

WHEREAS, It is recognized that an application for and approval of Kentucky Office of Homeland Security funds impose certain obligations and responsibilities upon the county,

NOW, THEREFORE, BE IT RESOLVED this 10th day June 2008, by Ohio County, Kentucky,

The Judge Executive is hereby authorized to execute and furnish all required documentation, including a memorandum of agreement, as may be required by KOHS for the furtherance of the above-referenced project and to act as the authorized correspondent for said project.

DONE THIS 10th DAY OF JUNE 2008 on a Motion made by Esq. Hayward Minton and seconded by Esq. Richard Robinson.

Members present voting in Favor: Hayward D. Minton, Jason Bullock, Richard Robinson, Larry Keown, Bill Burden and Judge Executive David Jones.

Members Present voting Against: 0

DAVID JONES
OHIO COUNTY JUDGE EXECUTIVE

ATTEST:

CHERYL MORRIS
FISCAL COURT CLERK

JUNE 2008

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

Motion made by Esq. Keown that the Court approve the following Certification Regarding Lobbying, Debarment, Suspension and other Responsibility Matters and Drug-Free Workplace Requirements consisting of three (3) pages:

The applicant certifies that it will or will continue to provide a drug-free workplace by:

1. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
2. Establishing an on-going drug-free awareness program to inform employees about –
 - A. The dangers of drug abuse in the workplace;
 - B. The grantee's policy of maintaining a drug-free workplace;
 - C. Any available drug counseling, rehabilitation and employee assistance programs; and
 - D. The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
3. Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph (1);
4. Notifying the employee in the statement required by paragraph (1) that, as a condition of employment under the grant, the employee will
 - A. Abide by the terms of the statement; and
 - B. Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;
5. Notifying the employer, in writing within 10 calendar days after receiving notice under subparagraph (4) (b), from an employee or otherwise receiving actual notice of such conviction. Employers or convicted employees must provide notice, including position title, to the State Funding Agency. Notice shall include the identification number(s) of each affected grant;
6. Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph (4)(b), with respect to any employee who is so convicted
 - A. Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
 - B. Requiring such employee to participate satisfactorily in a drug abuse assistance rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;
7. Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (1), (2), (3), (4), (5) and (6).

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The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Minton that the Court approve the Second Reading of Ordinance #2009-1, FY 2008-2009 Budget to include additional expenditures: \$21,000 (One-Call Emergency Notification System) to account #01-5136-741-0; \$300,000 (FEMA Flood Damage) to account #02-6105-431-2; and, \$125,000 (KYTC Brey Lane Bridge) to account #02-8003-730-0. (copy of Ordinance on file in Clerk’s office)

The motion was seconded by Esq. Robinson and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	No
Burden	Yes
Jones	Yes

Said motion having carried five (5) to one (1) it is so ordered.

Motion made by Esq. Robinson that the Court approve to combine two line items in the LGEA Fund and appropriate \$35,000 from surplus monies and disburse equally among the nine (9) volunteer fire departments, less their insurance premium.

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

Motion and second were withdrawn.

Judge Jones presented Ordinance #2008-4 - Fire Dues to the Court for a motion to approve the Second Reading.

Died for lack of motion.

Motion made by Esq. Minton that the Court approve to accept the Ohio County Sheriff’s Certification of Delinquent Taxes (Property, Mineral & Oil) for calendar year 2007. (copies on file in Clerk’s office)

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Keown that the Court approve to go into Closed Session to discuss pending litigation. No other business will be discussed during the Closed Session and no official action shall be taken or consensus made by the Fiscal Court. The legal authority that allows us to go into Closed Session is KRS 61.810(1)(c) which authorizes the Fiscal Court to have discussions of proposed or pending litigation against or on behalf of the public agency. The legal reason we are going into Closed Session is for discussion of pending litigation.

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court approve to go back into Open Session. No other business was discussed or action taken during Closed Session except what was stated by me before going into Closed Session regarding pending litigation.

The motion was seconded by Esq. Keown and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

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Motion made by Judge Jones that the Court approve to award the bid from the Reverse Auction for road salt to North American Salt Company on Lot #7 in the amount of \$65.00 per Ton. This decision is based upon the County’s previous experience with purchasing salt from North American and satisfaction with their product and service. (copies of bids on file in Clerk’s office)

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Burden that the Court approve to provide an Easement to Jevetta Nadine and Michael E. Duncan, 399 Pigeon Ridge Road granting them permission to install a water meter on the county right-of-way (recorded in Clerk’s office).

The motion was seconded by Judge Jones and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Recommendation by Judge Jones that the Court approve to promote Gerald Addington to the Road Foreman position at the rate of \$14.42/hour effective June 9, 2008.

Roll call vote:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said recommendation was unanimously approved, and it is so ordered.

Motion made by Judge Jones that the Court approve a favorable six-month probationary evaluation of Charlotte Jones/Occupational Tax Office Clerk and increase her hourly pay rate to \$10.50 per hour effective June 9, 2008.

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court approve a favorable six-month probationary evaluation of Brenda Renfrow/Ohio County Senior Center Director and increase her hourly pay rate to \$13.59 per hour effective June 30, 2008.

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Robinson that the Court approve to direct the County Attorney to write a letter to the Ohio County Industrial Development Authority asking for a full disclosure of any and all leases and/or rental agreements pertaining to any property owned by or on behalf of the County.

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The motion was seconded by Esq. Jones and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Burden that the Court approve to add approximately 700’ of Hopewell Church Lane to the prioritization list for a new waterline at a cost of approximately \$5,000.

The motion was seconded by Judge Jones and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Minton that the meeting is adjourned.

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Meeting is adjourned.

David Jones, Judge Executive

Cheryl Morris, Fiscal Court Clerk